

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

Atty. Ref.: **4271-61**

**ROGERS et al**

Conf. No.: **8521**

Serial No. **10/590,454**

Group: **4131**

Filed: **August 24, 2006**

Examiner: **Brieann R. FINK**

For: **PROCESS AND SYSTEMS FOR THE EFFICIENT PRODUCTION OF  
POLYMERIC MICROSPHERES**

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January 13, 2009

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

The following comments are intended to be fully responsive to the restriction requirement advanced in the Official Action dated January 5, 2009.

Specifically, applicants hereby elect for prosecution in the subject application the invention defined by claims 1-10 (Group I) drawn to a method for producing microspheres. This election is however with traverse.

Applicants note in this regard that the Examiner's position is that Levendis et al discloses one common technical feature between claim Groups I and II of producing microspheres by generating an aerosol of initiated liquid monomer which then falls through an inert gas to allow for polymerization.